

# Exhibit 3

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

.....  
STEPHEN McCOLLUM, STEPHANIE  
KINGREY, and SANDRA McCOLLUM,  
individually and as heirs  
at law in the Estate of  
LARRY GENE McCOLLUM,  
Plaintiffs,

VS.

BRAD LIVINGSTON, JEFF PRINGLE,  
RICHARD CLARK, KAREN TATE,  
SANDREA SANDERS, ROBERT EASON,  
THE UNIVERSITY OF TEXAS  
MEDICAL BRANCH and the TEXAS  
DEPARTMENT OF CRIMINAL JUSTICE,  
Defendants.

CIVIL ACTION NO.

3:12-cv-02037

.....  
ORAL AND VIDEOTAPED DEPOSITION OF  
THE DESIGNATED REPRESENTATIVE OF  
THE UNIVERSITY OF TEXAS MEDICAL BRANCH  
BY AND THROUGH  
GLENDA ADAMS, M.D.

NOVEMBER 19, 2013

.....  
ORAL AND VIDEOTAPED DEPOSITION OF THE DESIGNATED  
REPRESENTATIVE OF THE UNIVERSITY OF TEXAS MEDICAL BRANCH  
BY AND THROUGH GLENDA ADAMS, M.D., produced as a witness  
at the instance of the Plaintiffs, and duly sworn, was  
taken in the above-styled and numbered cause on Tuesday,  
November 19, 2013, from 11:11 a.m. to 6:03 p.m., before  
Mary C. Dopico, Certified Shorthand Reporter No. 463 and  
Notary Public in and for the State of Texas, reported by  
machine shorthand and audio/video recording at the  
offices of Rebecca Sealy Hospital, 404 8th Street, Room,  
4.204, Galveston, Houston, Texas, pursuant to Notice and  
the Federal Rules of Civil Procedure and the provisions  
stated on the record or attached hereto.

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1 "effects of heat on patients with diabetes."

2 A. I didn't need to make any notes. As a  
3 physician, I'm already generally familiar with those  
4 three questions.

5 Q. Okay. What are the effects of heat on  
6 patients with diabetes?

7 MS. COOGAN: Objection. You may recall,  
8 Jeff, that the Court granted my objections to those  
9 three, so that this witness is not being offered to  
10 testify about those, and so she won't be testifying  
11 about those. 23, 24 and 25.

12 Q. (By Mr. Edwards) Were you told not to put  
13 down anything versus 23, 24 and 25?

14 A. No, I was not.

15 Q. And you understand that you're here to testify  
16 solely as on behalf of the University of Texas Medical  
17 Branch; correct?

18 A. Yes.

19 MR. EDWARDS: Kim, do you have a copy of  
20 that order?

21 MS. COOGAN: I don't think I do.

22 MR. EDWARDS: Because I don't recall that  
23 the Court prevented us from asking questions about the  
24 effects of heat on patients with diabetes, hypertension,  
25 or HCTZ, so --

**WRIGHT WATSON & ASSOCIATES**

18 (800) 375-4363 3307 Northland Dr., Ste. 185 Austin, TX 78731-4946 (512) 474-4363  
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Go ahead.

A. The autopsy report states that he died of hyperthermia.

Q. (By Mr. Edwards) What is that?

A. Generally the definition of "hyperthermia" requires a body temperature -- different definitions give different ones -- somewhere between 103 and 105 degrees, with neurological deficits. You may have other findings such as DIC.

Q. What do you -- What does UTMB contract hyperthermia? You were the director, right, for medical care?

MS. COOGAN: Objection, she is not here to give you medical opinions, and she's not going to do it pursuant to the Court's order.

Q. (By Mr. Edwards) Well, that's -- that's inaccurate. Okay?

Because the question was: Why did he die?

You said: He died from hyperthermia.

And I'm asking you what you consider hyperthermia to be?

MS. COOGAN: I'm going to ask you not to answer that question.

MR. EDWARDS: You're instructing --

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I, GLENDA ADAMS, M.D., have read the foregoing  
deposition and hereby affix my signature that same is  
true and correct, except as noted above.

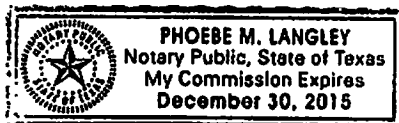
Glenda Adams, M.D.  
GLENDA ADAMS, M.D.

THE STATE OF Texas:

COUNTY OF Montgomery:

Before me, Phoebe M. Langley,  
on this day personally appeared GLENDA ADAMS, M.D.,  
known to me or proved to me on the oath of  
\_\_\_\_\_ or through \_\_\_\_\_  
(description of identity card or other document) to be  
the person whose name is subscribed to the foregoing  
instrument and acknowledged to me that he\she executed  
the same for the purpose and consideration therein  
expressed.

Given under my hand and seal of office on this  
30<sup>th</sup> day of December, 2013.



Phoebe M. Langley  
NOTARY PUBLIC IN AND FOR

THE STATE OF Texas

My Commission Expires: 12-30-15

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REPORTER'S CERTIFICATION  
TO THE  
ORAL AND VIDEOTAPED DEPOSITION OF  
THE DESIGNATED REPRESENTATIVE OF  
THE UNIVERSITY OF TEXAS MEDICAL BRANCH  
BY AND THROUGH  
GLENDA ADAMS, M.D.  
NOVEMBER 19, 2013

I, Mary C. Dopico, Certified Shorthand. Reporter  
in and for the State of Texas, do hereby certify that  
the facts stated by me in the caption hereto are true;  
that the foregoing deposition of THE DESIGNATED  
REPRESENTATIVE OF THE UNIVERSITY OF TEXAS MEDICAL BRANCH  
BY AND THROUGH GLENDA ADAMS, M.D., the witness  
hereinbefore named, was taken by me in machine  
shorthand, the said witness having been by me first duly  
cautioned and sworn to tell the truth, the whole truth,  
and nothing but the truth, and later transcribed from my  
machine shorthand notes to typewritten form by me.

I further certify that the above and foregoing

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1 deposition, as set forth in typewriting, is a full, true  
2 and correct transcript of the proceedings had at the  
time of taking said deposition.

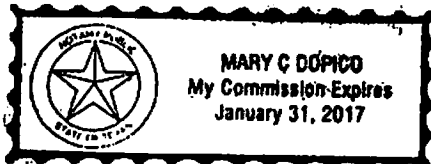
3 I further certify that pursuant to FRCP Rule  
4 30(f)(1) that the signature of the deponent was  
5 requested by the deponent or a party before the  
6 completion of the deposition and returned within 30 days  
from date of receipt of the transcript. If returned,  
the attached Changes and Signature Pages contain any  
changes and the reasons therefor;

7 \_\_\_\_\_ was not requested by the deponent or a party  
8 before the completion of the deposition.

9 I further certify that I am neither attorney or  
10 counsel for, nor related to or employed by any of the  
11 parties to the action in which this deposition is taken,  
and further that I am not a relative or employee of any  
attorney or counsel employed by the parties hereto, or  
financially interested in the action.

12 I further certify that charges for the preparation  
13 of the foregoing completed deposition were \$ 1745.45  
14 for the original thereof, charged to Attorney(s) for  
Plaintiffs.

15 GIVEN UNDER MY HAND AND SEAL OF OFFICE this the 3rd  
day of December, 2013.



17 Mary C. Dopico  
18 Mary C. Dopico, CSR, RPR, CRR  
19 CSR No. 463, Exp. 12-31-2014  
Notary Public, State of Texas  
Commission Expires 1-31-2017

20 Independent Contractor To:  
21 Wright, Watson & Associates  
Firm Registration No. 225  
Expires 12-31-2013  
22 3307 Northland Drive, Suite 185  
Austin, Texas 78731  
23 512/474-4363 Fax 512/474-8802  
24  
25